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14 Administration in its capacity as Receiver for Rocket  
Ventures II SBIC, L.P.

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 United States Small Business Administration in its  
19 capacity as Receiver for Rocket Ventures II SBIC, L.P.,

Case No.: 3:10-cv-04425 JSW

20 Plaintiff,

21 vs.

22 Rocket Ventures II, L.P., a California limited  
23 partnership, et al.

24 Defendants.

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26  
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**NOTICE OF WITHDRAWAL  
OF MOTION FOR ENTRY  
OF AN ORDER APPROVING  
AND CONFIRMING THE  
FIFTH RECEIVER'S  
REPORT AND  
MEMORANDUM IN  
SUPPORT THEREOF**

NOTICE OF WITHDRAWAL OF MOTION FOR ORDER APPROVING AND CONFIRMING FIFTH REPORT....

1 **TO: THE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF RECORD**

2       **PLEASE TAKE NOTICE** that plaintiff United States Small Business Administration in  
3 its capacity as the duly appointed and acting Receiver for GKM SBIC, L.P. ("Plaintiff" or  
4 "Receiver") hereby withdraws its "*Motion for Entry of an Order Approving and Confirming the*  
5 *Fifth Receiver's Report and Memorandum In Support Thereof,*" erroneously filed in Case No.  
6 3:10-cv-04425 JSW on December 2, 2013, at Docket No. 170, as it has been correctly re-filed in  
7 Case No. 3:08-cv-02240-JSW on December 3, 2013, at Docket No. 73.

8  
9 Dated: December 3, 2013

SCHNADER HARRISON SEGAL & LEWIS LLP

10 By: /s/ Melissa S. Lor

11                   T. Scott Tate  
12                   Melissa S. Lor  
13                   Attorneys for Plaintiff, the United States  
14                   Small Business Administration in its  
15                   capacity as Receiver for Rocket Ventures  
16                   II SBIC, L.P.

17 Dated: December 3, 2013

18 U.S. SMALL BUSINESS ADMINISTRATION

19 By: /s/ Arlene M. Embrey

20                   Arlene M. Embrey  
21                   Office of General Counsel  
22                   Attorneys for Plaintiff,  
23                   United States Small Business  
24                   Administration in its capacity as Receiver  
25                   for Rocket Ventures II SBIC, L.P.

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SAN FRANCISCO, CA 94104-5501  
TELEPHONE: 415-364-6700

## **CERTIFICATE OF SERVICE**

I, Wendy E. Reinig, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am employed in the City and County of San Francisco, State of California, in the office of a member of the bar of this court, at whose direction the service was made. I am a resident of the United States, over the age of eighteen (18) years, and not a party to or interested in the within-entitled cause. My business address is SCHNADER HARRISON SEGAL & LEWIS LLP, One Montgomery Street, Suite 2200, San Francisco, California 94104-5501.

I caused to be served the following document(s):

- NOTICE OF WITHDRAWAL OF MOTION FOR ENTRY OF AN ORDER APPROVING AND CONFIRMING THE FIFTH RECEIVER'S REPORT AND MEMORANDUM IN SUPPORT THEREOF

I caused the above document to be served on each person on the Service List attached by the following means:

By United States mail. I enclosed a true and correct copy of said document in a sealed envelope or package addressed to the persons listed on the attached Service List and placed it for collection and mailing with the United States Postal Service on December 3, 2013, following our ordinary business practice, to wit, on the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. SEE SERVICE LIST ATTACHED. (*Indicated on the attached address list by an [M] next to the address.*)

By ECF: I caused a true and correct copy of the foregoing documents to be served on the parties listed below through the court's ECF system. (*Indicated on the attached address list by an [E] next to the address.*)

I am readily familiar with my firm's practice for collection and processing of correspondence for delivery in the manner indicated above, to wit, that correspondence will be deposited for collection in the above-described manner this same day in the ordinary course of business.

Executed on December 3, 2013, at San Francisco, California.

/s/      Wendy E. Reinig

## SERVICE LIST

[E] **Rocket Ventures II, L.P., a California limited partnership**  
c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC  
c/o Gordon C. Atkinson  
101 California Street  
5th Floor  
San Francisco, CA 94111-5800

[E] **Rocket Ventures II CEO Fund, L.P., a California limited partnership**  
c/o Designated Agent Rocket Ventures II,  
L.P. and/or Rocket Management II, LLC  
c/o Gordon C. Atkinson  
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5th Floor  
San Francisco, CA 94111-5800

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<p>1 [E] <b>Rocket Ventures SBIC Partners, LLC, a Delaware limited liability company</b>    2 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    3 c/o Gordon C. Atkinson    4 101 California Street    5 5th Floor    6 San Francisco, CA 94111-5800</p> <p>7 [E] <b>Alistair Anderson Donald</b>    8 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    9 c/o Gordon C. Atkinson    10 101 California Street, 5th Floor    11 San Francisco, CA 94111-5800</p> <p>12 [E] <b>Alberto Gandini</b>    13 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    14 c/o Gordon C. Atkinson    15 101 California Street    16 5th Floor    17 San Francisco, CA 94111-5800</p> <p>18 [E] <b>Hahei Limited</b>    19 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    20 c/o Gordon C. Atkinson    21 101 California Street,    22 5th Floor    23 San Francisco, CA 94111-5800</p> <p>24 [E] <b>David Mather</b>    25 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    26 c/o Gordon C. Atkinson    27 101 California Street    28 5th Floor    San Francisco, CA 94111-5800</p>	<p>1 [E] <b>Tyna Development</b>    2 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    3 c/o Gordon C. Atkinson    4 101 California Street, 5th Floor    5 San Francisco, CA 94111-5800</p> <p>6 [E] <b>Christopher Stainton</b>    7 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    8 c/o Gordon C. Atkinson    9 101 California Street, 5th Floor    10 San Francisco, CA 94111-5800</p> <p>11 [E] <b>Fred Cucchi</b>    12 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    13 c/o Gordon C. Atkinson    14 101 California Street    15 5th Floor    16 San Francisco, CA 94111-5800</p> <p>17 c/o Neal L. Wolf    Neal Wolf &amp; Associates, LLC    101 California Street, Suite 2710    San Francisco, CA 94111    Fax: 312-228-4988    Email: nwolf@nealwolflaw.com</p> <p>18 [E] <b>Luca Casiraghi</b>    19 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    20 c/o Gordon C. Atkinson    21 101 California Street    22 5th Floor    23 San Francisco, CA 94111-5800</p> <p>24 [E] <b>Rijete Pty. Ltd.</b>    25 c/o Designated Agent Rocket Ventures II, L.P. and/or Rocket Management II, LLC    26 c/o Gordon C. Atkinson    27 101 California Street, 5th Floor    28 San Francisco, CA 94111-5800</p>
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1 [E] **ValorLife**  
2 c/o Designated Agent Rocket Ventures  
3 II, L.P. and/or Rocket Management II,  
4 LLC  
c/o Gordon C. Atkinson  
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